

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

LESLIE JAMES PICKERING, and
GEOFF KELLY, Artvoice,

Plaintiffs,

v.

DECISION AND
ORDER
13-CV-674A(F)

U.S. DEPARTMENT OF JUSTICE,
UNITED STATES POSTAL SERVICE, and
TRANSPORTATION SECURITY ADMINISTRATION,

Defendants.

The above-referenced case was referred to Magistrate Judge Leslie G. Foschio, pursuant to 28 U.S.C. § 636(b)(1)(B). On February 25, 2015, Magistrate Judge Foschio filed an Amended Report and Recommendation (Dkt. No. 46), recommending that defendants' motion for summary judgment (Dkt. No. 19) should be granted, and plaintiffs' cross-motion for summary judgment (Dkt. No. 29) should be denied.

The Court has carefully reviewed the Report and Recommendation, the record in this case, and the pleadings and materials submitted by the parties, and no objections having been timely filed, it is hereby

ORDERED, that pursuant to 28 U.S.C. § 636(b)(1), and for the reasons set forth in Magistrate Judge Foschio's Amended Report and Recommendation, defendants' motion for summary judgment (Dkt. No. 19) is granted, and plaintiffs' cross-motion for summary judgment (Dkt. No. 29) is denied.

The Clerk of Court shall take all steps necessary to close the case.

IT IS SO ORDERED.

Richard J. Arcara
HONORABLE RICHARD J. ARCARA
UNITED STATES DISTRICT COURT

Dated: March 27, 2015